

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: ) Application Division  
Yoshihiro NISHIDA et al )  
Serial No.: 09/924,099 ) Washington, D.C.  
Filing Date: August 8, 2001 ) March 18, 2002  
For: PEPTIDE ) Confirmation No. 3370

RESPONSE TO NOTICE TO FILE CORRECTED APPLICATION PAPERS

HON. COMMISSIONER OF PATENTS  
Washington, D.C. 20231

Sir:

The present communication is in response to the "NOTICE TO FILE CORRECTED APPLICATION PAPERS" dated January 18, 2002.

- [ ] Attached hereto are new pages which contain the claims commencing on a separate page as required by the Notice.  
[ ] Applicant claims small entity status. See 37 CFR 1.27.  
[XX] Pages 40-49 & 58 of the specification in compliance with 37 CFR 1.52(a).  
[ ] An Information Disclosure Statement with 08A-1449 and references is also attached.  
[ ] A Preliminary Amendment  
[XX] Substitute Drawings in compliance with 37 CFR 1.84.  
[ ] Other documents: \_\_\_\_\_  
[ ] It is hereby petitioned for an extension of time in accordance with 37 C.F.R. 1.136(a). The appropriate fee required by 37 C.F.R. 1.17 is calculated as shown below:

Small Entity		Other Than Small Entity	
Response Filed Within		Response Filed Within	
[ ] First	- \$ 55.00	[ ] First	- \$ 110.00
[ ] Second	- \$ 200.00	[ ] Second	- \$ 400.00
[ ] Third	- \$ 460.00	[ ] Third	- \$ 920.00
[ ] Fourth	- \$ 720.00	[ ] Fourth	- \$1,440.00
Month After Time Period Set		Month After Time Period Set	

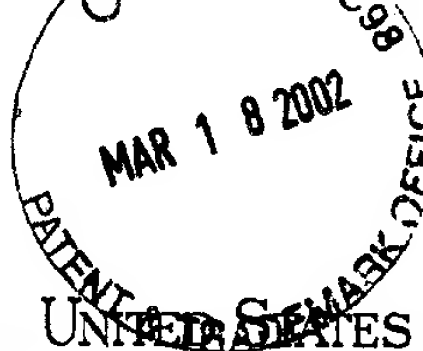
- [XX] Conditional Petition for Extension of Time:  
If any extension of time for a response is required, applicant requests that this be considered a petition therefor.  
[ ] Credit Card Payment Form, PTO-2038, authorizing payment the amount of \$ is enclosed to cover the above fees.  
[XX] The Commissioner is hereby authorized and requested to charge any additional fees which may be required in connection with this application or credit any overpayment to Deposit Account No. 02-4035. This authorization and request is not limited to payment of all fees associated with this communication, including any Extension of Time fee, not covered by check or specific authorization, but is also intended to include all fees for the presentation of extra claims under 37 CFR 1.16 and all patent processing fees under 37 CFR 1.17 throughout the prosecution of the case. This blanket authorization does not include patent issue fees under 37 CFR 1.18.

BROWDY AND NEIMARK, P.L.L.C.  
Attorneys for Applicant(s)

(202) 628-5197

By:   
Allen C. Yun  
Registration No. 37,971

ACY:sfg  
Enclosures  
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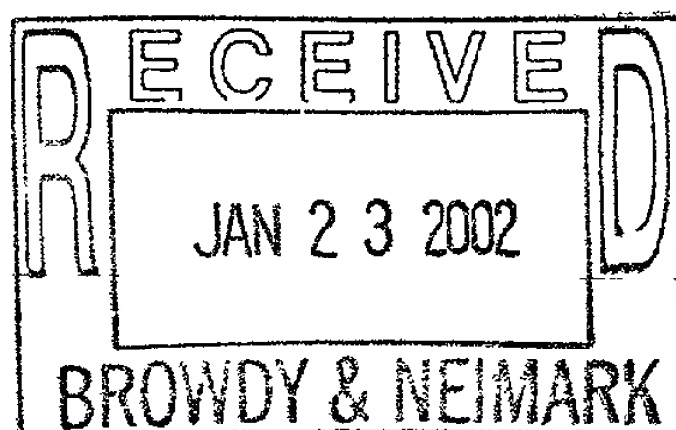


## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/924,099	08/08/2001	Yoshihiro Nishida	NISHIDA=3A

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CONFIRMATION NO. 3370

## FORMALITIES LETTER



\*OC000000007331960\*

Date Mailed: 01/18/2002

1/25/02

## NOTICE TO FILE CORRECTED APPLICATION PAPERS

*Filing Date Granted*

This application has been accorded an Application Number and Filing Date. The application, however, is informal since it does not comply with the regulations for the reason(s) indicated below. Applicant is given **TWO MONTHS** from the date of this Notice within which to correct the informalities indicated below. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a)

The required item(s) identified below must be timely submitted to avoid abandonment:

- A substitute specification in compliance with 37 CFR 1.52 because:
  - The specification cannot be scanned or properly stored. Page(s)
    - Papers must be legibly written either by a typewriter or mechanical printer in permanent ink or its equivalent in portrait orientation on flexible, strong, smooth, non-shiny, durable, and white paper. Application papers must be presented in a form having sufficient clarity and contrast between the paper and the writing thereon to permit the direct reproduction of readily legible copies in any number by use of photographic, electrostatic, photo-offset, and microfilming processes and electronic reproduction by use of digital imaging and optical character recognition. Pages **40-49 & 58** are not in compliance with 37 CFR 1.52(a). *The drawings filed are unacceptable because: Replacement page(s), together with a statement that the replacement page(s) contain no new matter, are required.*
- Substitute drawings in compliance with 37 CFR 1.84 because:
  - drawings submitted to the Office are not electronically reproducible. Drawing sheets must be submitted on paper which is flexible, strong, white, smooth, non-shiny, and durable (see 37 CFR 1.84(e));

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